

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

Bruce Porter

I, _____,
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice Of Correction

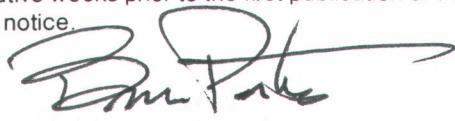
a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

Two

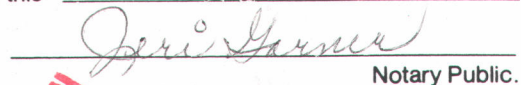
supplement issue thereof for _____
consecutive issues, the first publication hav-

ing been made on April 22, 1982
and the last publication having been made
on April 29, 1982

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.


~~~~~

Subscribed to and sworn to before me  
this April 30, 1982

  
Notary Public.

(SEAL)  
My commission expires Life.

RECEIVED

MAY 6 1982

Department of Water Resources  
Eastern District Office

NOTICE OF CORRECTION

Notice is hereby given that application for  
amendment No. 35-7156 in the name of  
Lowell C. Moore was advertised incorrectly  
on March 18 and 25, 1982. The proposed  
change in the place of the use was ad-  
vertised as being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec.  
2, N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E;  
S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 24, T. 5N, R. 36E, B.M.

WHEREAS, the actual proposed place of  
use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 2,  
N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E;  
S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

Any protest against approval of the above  
referenced application as a result of this  
correction must be filed with the Idaho  
Department of Water Resources, 150  
Shoup, Idaho Falls, Idaho, 83402, on or  
before May 10, 1982.

/s/ A. KENNETH DUNN  
Director

Publ. April 22 and 29, 1982RS

THE JEFFERSON STAR  
RIGBY, IDAHO

AFFIDAVIT OF  
PUBLICATION

STATE OF IDAHO {  
County of Jefferson } ss

I, Bruce Porter

being first duly sworn, depose and say, that I am the printer of THE JEFFERSON STAR, a weekly newspaper printed and published weekly at Rigby, Jefferson County, Idaho; and I do solemnly swear that the

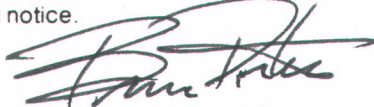
Notice Of Proposed Amending Of Water Rights

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

supplement issue thereof for Two consecutive issues, the first publication hav-

ing been made on March 18, 1982 and the last publication having been made on March 25, 1982

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.



~~~~~

Subscribed to and sworn to before me
this March 26, 1982

J. C. Garner
Notary Public.

(SEAL)

My commission expires Life.

RECEIVED

APR 8 1982

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED
AMENDING OF WATER PERMIT

Notice is hereby given that permit No. 35-7156 in the name of Lowell C. Moore was issued for the diversion of 2.00 cfs of water from a groundwater source with the point of diversion within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 4N, R. 36E, B.M., Jefferson County; to be used for the irrigation of 200 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 4N, R. 36E; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 5N, R. 36E, B.M.

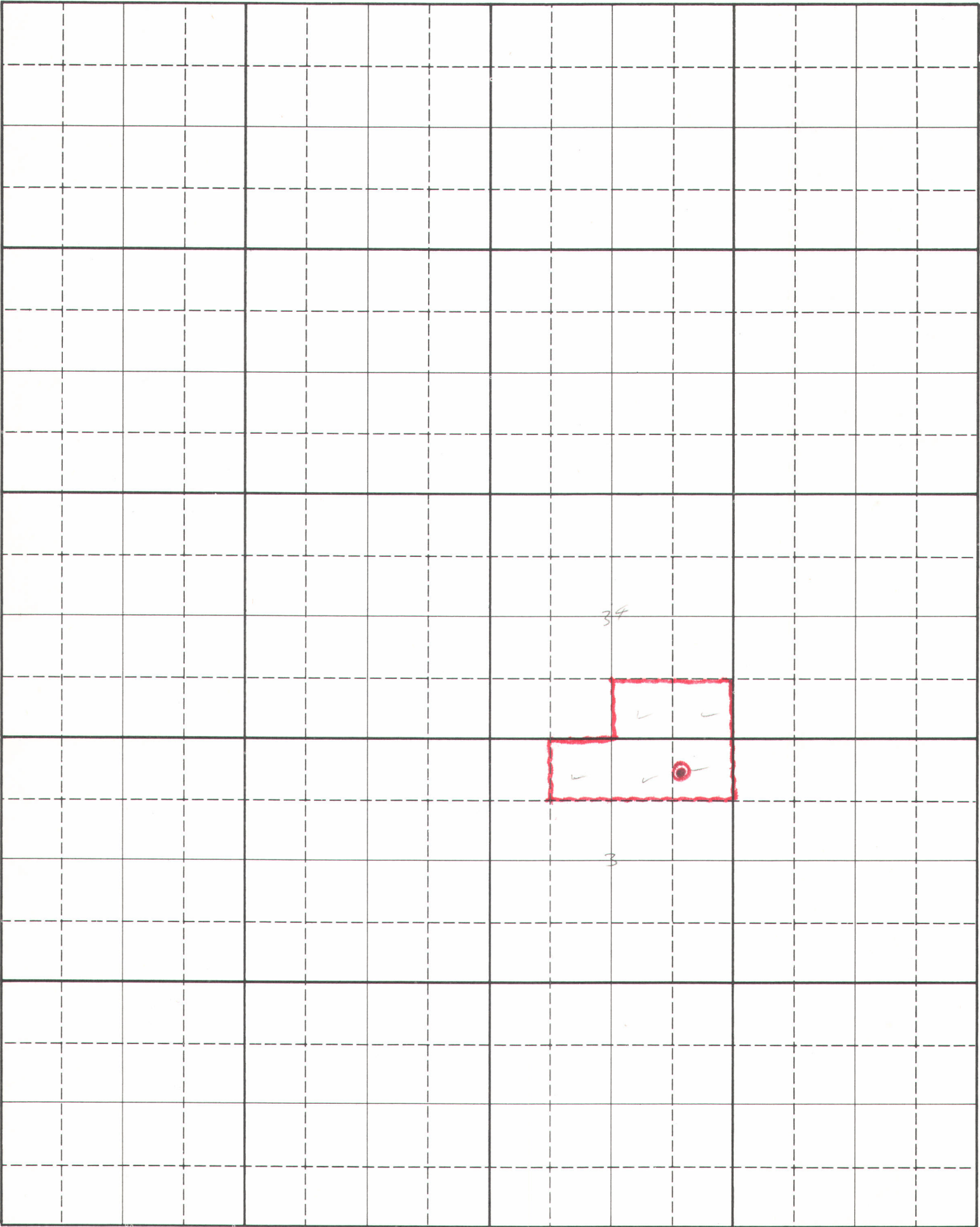
The permit holder now proposes to amend Permit No. 35-7156 changing the place of use to the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 3, T. 4N, R. 36E; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 5N, R. 36E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before April 5, 1982.

/s/A. KENNETH DUNN
Director

Publ. March 18 and 25, 1982RS

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Samuel P. Moore
(Applicant)

35-7156

TWP. 4N RANGE 36E COUNTY TARRANT SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1
488
382
= 1066
Basalt
467
322
= 1389
Basalt
393
268
= 661
Basalt
395
290
= 1085
Basalt
465
300
= 1600
Basalt

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

LEGEND



APPLICANT'S WELL



IRRIGATION WELL



DOMESTIC WELL

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

35-7156

1
Affidavit of Publication
THE RIGBY STAR

STATE OF IDAHO
County of Jefferson

ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two Consecutive issues thereof; first publication having been made on the

12th day of *November*, 19*70*

and the last publication on the

19th day of *November*, 19*70*

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hope B Jones

Subscribed in my presence and sworn to before me this *3rd*

day of *December*, 19*70*
(SEAL)

RH Mamm
Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1973

**NOTICE OF APPLICATION FOR
PERMIT TO APPROPRIATE
THE PUBLIC WATERS OF
THE STATE OF IDAHO**

Notice is hereby given that Lowell C. Moore, Roberts, Idaho, has on November 2, 1970 submitted Application No. 35-7156 to appropriate the public waters of a ground source.

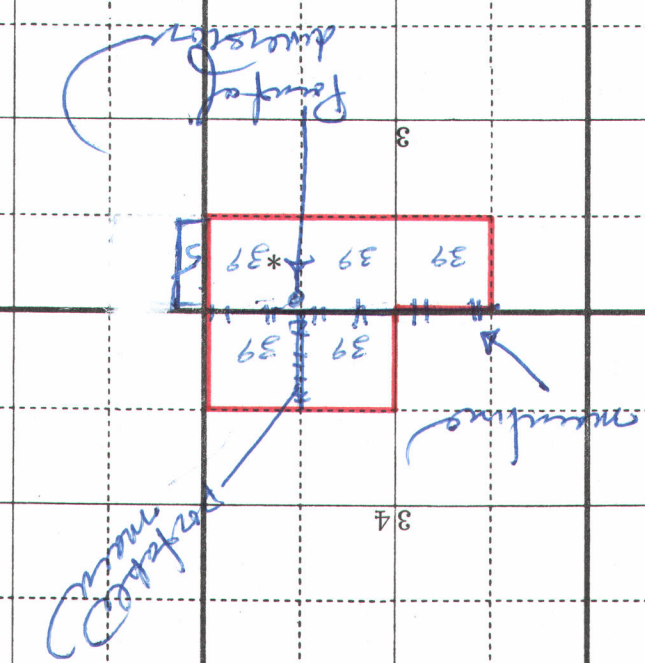
The application proposes a maximum diversion and appropriation of 2.0 cubic feet per second of water to be diverted by well, pump, motor and sprinkler system within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3, T. 4N, R. 36E, B. M., Jefferson County, and is to be used within the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 3, T. 4N, R. 36E, B.M. and S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 5N, R. 36E, B.M. for the irrigation of 200 acres from May 1 to Oct. 1.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, on or before November 30, 1970.

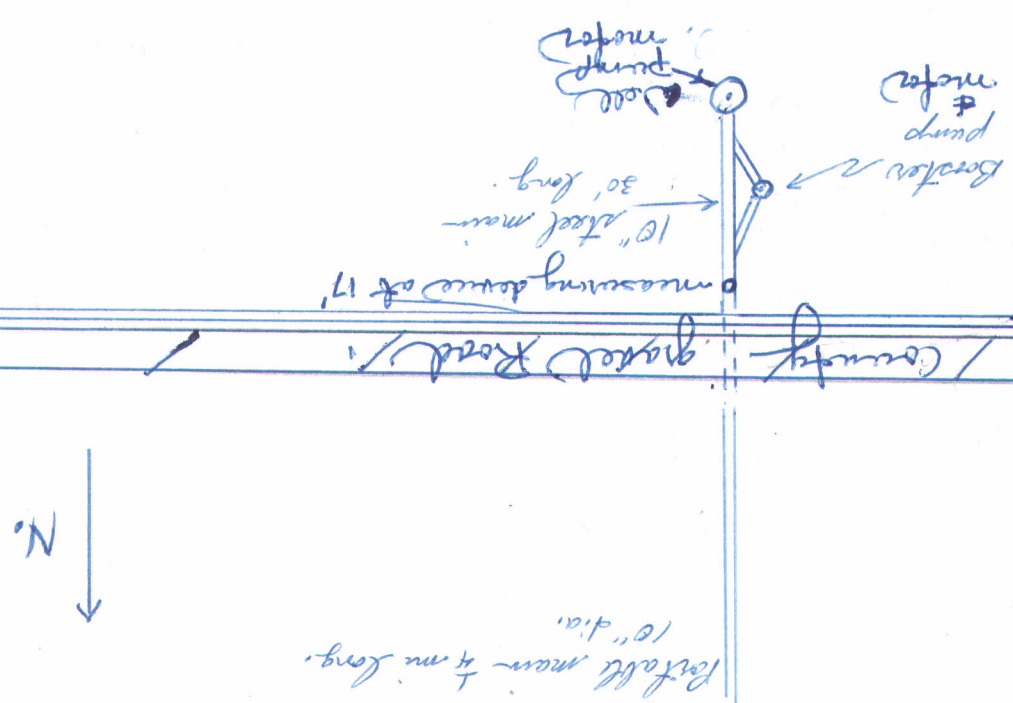
R. KEITH HIGGINSON
Director

Published in the Rigby Star, Rigby, Idaho Nov. 12-Nov. 19, 1970.

35-7156



THE



Page 13-7

CXS-1GG

A534

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A542

39a

Portable
manufactory

Майн (ок)

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39ae

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39a

56-1 Agent
of
Dimension
39a

15
pc

55.4 55.6

F' 95.8
m.v

A351

State of Idaho
Department of Water Resources

AMENDED WATER RIGHT LICENSE AMENDED

License of Water Right No. 35-7156 Priority November 2, 1970 Amount 2.0 cfs

THIS IS TO CERTIFY, that Lowell C. Moore
of Roberts, Idaho, has complied with the terms and conditions of Permit
No. 35-7156 issued pursuant to Application for Permit dated November 2, 1970,
and has submitted proof to the Department of Water Resources on November 10, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.62 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>May 1</u> to <u>October 1</u>	at <u>2.0</u> cfs and	<u>700.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
700.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3, Twp.
4N, Rge. 36E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	36E	2						5											5
4N	36E	3	39	39			39												117
5N	36E	34															39	39	78

Total number of acres irrigated 200

This right when combined with all other rights shall provide no more than 3.5
afa per acre for the lands above.
This right when combined with all other rights shall provide no more than 0.02
cfs per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
as described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
June, 19 82.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING
APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now LOWELL C. MOORE
of (address) ROBERTS. IDAHO, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 35-7156, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3, Township 4N, Range 36E, B.M.,
County of _____ . Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
NO CHANGE
Amount 20 for IRR. purposes from 5/1 to 10/1 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	36E	2						5											5
"	"	3	39	39			39												117
5N	36E	34														39	39		78

Total number of acres to be irrigated = 200

4. a. Who owns the property at the point of diversion? APPLICANT
b. Who owns the land to be irrigated or the place of use? "
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

MICROFILMED

MICROFILMED

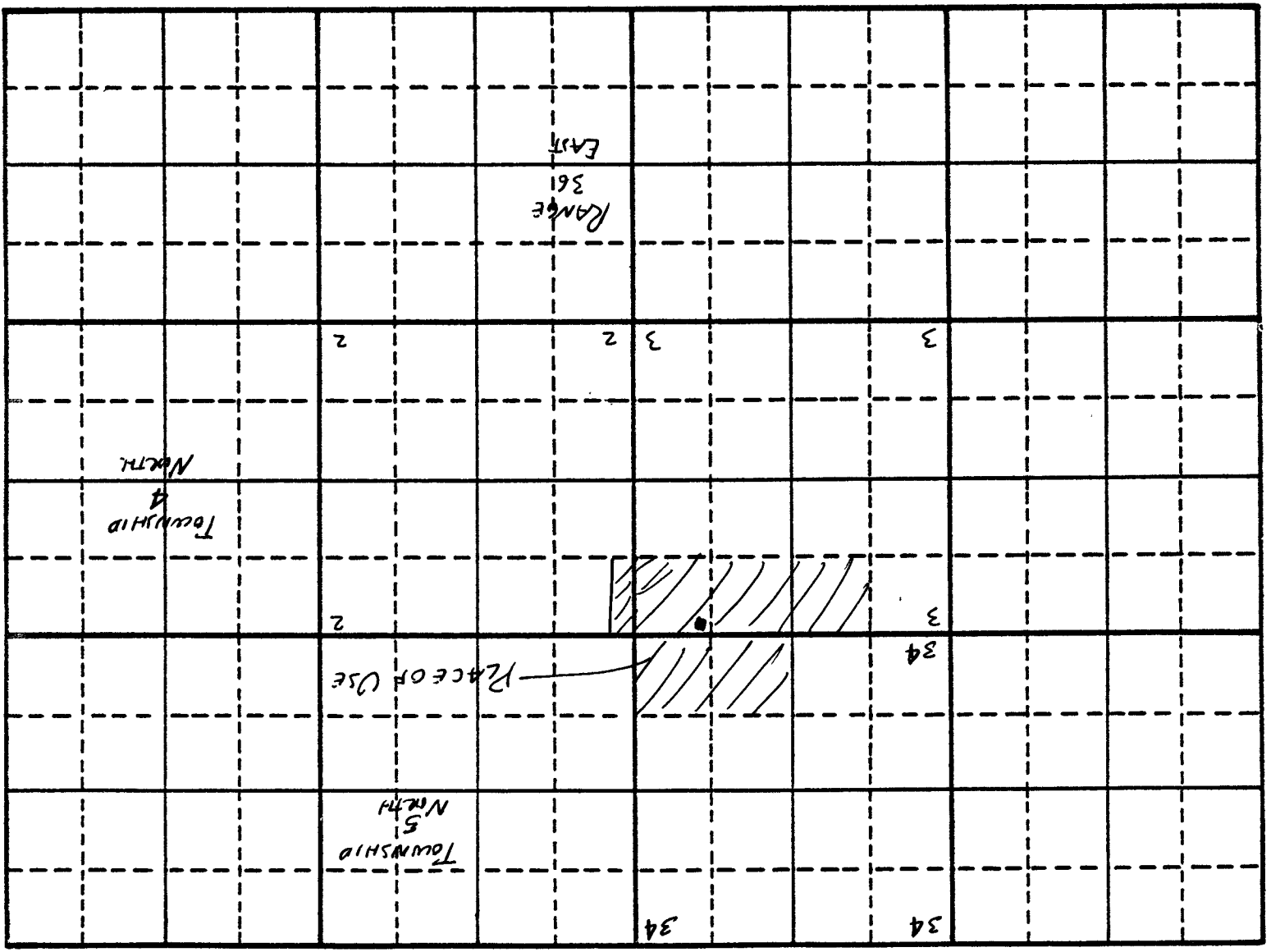
Witness my hand this 28 day of June, 19 82.
Director
[Signature]

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES
I, A. KENNETH DUNN, Director of the Department of Water Resources hereby
APPROVE the above Application for Amendment of Permit No. 35-7156.

FOR DEPARTMENT USE ONLY
Preliminary check by *[Signature]* Fee = \$20.00
Publication prepared by *[Signature]* Date *3/18 + 3/25/82*
Published in *Argus Star*
Received by *[Signature]* Date *3-02-82 #17120*

Signed at *IDAHO FALLS*, this *2* day of *MARCH*, 19 *82*.
[Signature] (Signature)
That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Scale: 2 inches equal 1 mile.



Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Donna J. Foster
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice of Correction

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to, was published in the regular and entire issue
of said newspaper, and not in any

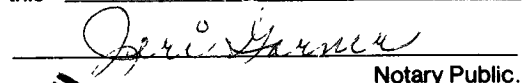
supplement issue thereof for _____
consecutive issues, the first publication hav-

ing been made on April 22, 1982
and the last publication having been made
on April 20, 1982

Further, that said newspaper is one of general
circulation in said county; that it is a legal
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under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.


~~~~~

Subscribed to and sworn to before me  
this April 20, 1982

  
Notary Public.

(SEAL)  
My commission expires 1986

MAY 6 1982

Department of Water Resources  
Eastern District Office

NOTICE OF CORRECTION

Notice is hereby given that application for  
amendment No. 35-7156 in the name of  
Lowell C. Moore was advertised incorrectly  
on March 18 and 25, 1982. The proposed  
change in the place of the use was ad-  
vertised as being within the NW 1/4, Sec.  
2, N 1/4 NW 1/4, Sec. 2, T. 4N, R. 36E;  
S 1/4 SE 1/4, Sec. 24, T. 5N, R. 36E, B.M.

WHEREAS, the actual proposed place of  
use is within the NW 1/4, Sec. 2,  
N 1/4 NE 1/4, NE 1/4 NW 1/4, Sec. 2, T. 4N, R. 36E;  
S 1/4 SE 1/4, Sec. 34, T. 5N, R. 36E, B.M.

Any protest against approval of the above  
referenced application as a result of this  
correction must be filed with the Idaho  
Department of Water Resources, 150  
Shoup, Idaho Falls, Idaho, 83402, on or  
before May 10, 1982.

/s/ A. KENNETH DUNN  
Director

Publ. April 22 and 29, 1982RS

# THE JEFFERSON STAR

RIGBY, IDAHO

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Jefferson } ss

I, Bruce Porter

being first duly sworn, depose and say, that I am the printer of THE JEFFERSON STAR, a weekly newspaper printed and published weekly at Rigby, Jefferson County, Idaho, and I do solemnly swear that the

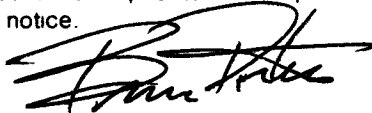
### Notice Of Proposed Amending Of Water Rights

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

supplement issue thereof for Two consecutive issues, the first publication hav-

ing been made on March 18, 1982 and the last publication having been made on March 25, 1982

Further, that said newspaper is one of general circulation in said county, that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes, that it has at least two hundred bona fide subscribers living within the county of publication, and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.



~

Subscribed to and sworn to before me this March 26, 1982

[Signature]  
Notary Public.

(SEAL) My commission expires Life.

MICROFILMED

RECEIVED

APR 8

DEPT. OF WATER RESOURCES  
EASTERN DISTRICT

### NOTICE OF PROPOSED AMENDING OF WATER PERMIT

Notice is hereby given that permit No. 35-7156 in the name of Lowell C. Moore was issued for the diversion of 2.00 cfs of water from a groundwater source with the point of diversion within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E, B.M., Jefferson County, to be used for the irrigation of 200 acres within the N $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E; S $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

The permit holder now proposes to amend Permit No. 35-7156 changing the point of use to the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 2, N $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E; S $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before April 5, 1982.

/s/A. KENNETH DUNN  
Director

Publ. March 18 and 25, 1982RS

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7156 Priority November 2, 1970 Amount 2.0 cfs

THIS IS TO CERTIFY, that Lowell C. Moore  
of Roberts, Idaho, has complied with the terms and conditions of Permit  
No. 35-7156 issued pursuant to Application for Permit dated November 2, 1970,  
and has submitted proof to the Department of Water Resources on November 10, 1972,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 2.62 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use    | Period of Use                         | Rate of Diversion     | Annual Volume          |
|-------------------|---------------------------------------|-----------------------|------------------------|
| <u>Irrigation</u> | from <u>May 1</u> to <u>October 1</u> | at <u>2.0</u> cfs and | <u>682.5 acre feet</u> |
| _____             | from _____ to _____                   | at _____ cfs and      | _____                  |
| _____             | from _____ to _____                   | at _____ cfs and      | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
682.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 3, Twp.  
4N, Rge. 36E in the County of Jefferson

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 4N   | 36E   | 3    | 39               | 39               |                  |                  | 39               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 117    |
| 5N   | 36E   | 34   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 39               | 39               |                  | 78     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

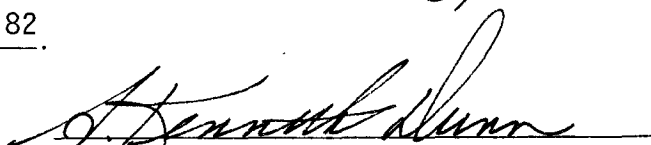
Total number of acres irrigated 195

This right when combined with all other rights shall provide no more than 0.02 cfs  
per acre nor more than 3.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho  
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use  
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of  
March, 19 82.

  
Director

Identification No. 35-7156  
Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

**APPLICATION FOR PERMIT**

**REVISED**

To Appropriate the Public Waters of the State of Idaho  
(TYPE OR PRINT IN INK)

1. Name of applicant Lowell C. Moore  
post office address Roberts, Idaho 83444
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 3 Township 4N  
Range 36E B.M. Jefferson County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 2.0 for irrigation purpose from May 1 to Oct. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 2.0 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. existing well, pump, motor and  
sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 280 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is one 2 years. None  
b. Estimated construction cost is \$ (existing).
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M. \_\_\_\_\_  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

35-7156

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above.

Butte Margaret Lake Canal Co. (supplemental)

9. a. Who owns the property at the point of diversion \_\_\_\_\_ self

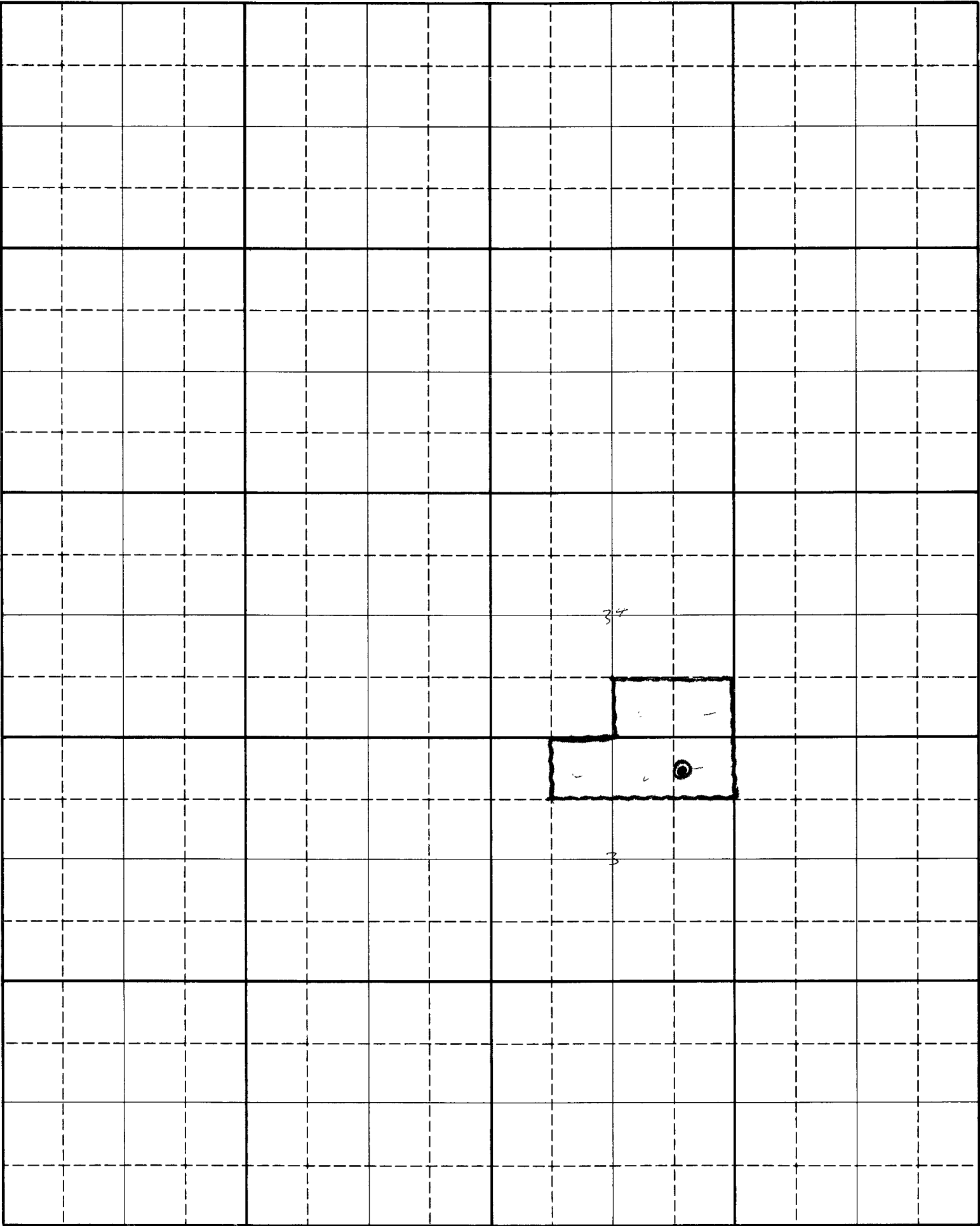
b. Who owns the land to be irrigated or place of use \_\_\_\_\_ self

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing-

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Samuel P. Moore  
(Applicant)

Received by ef Date 11-2-70 Time 9:50 AMPreliminary check by Dec Fee \$ 25.00Receipted by ef Date 11-2-70 rec't #5277 givenPublication prepared by de Date 11-4-70Published in Right StarPublication dates 11-12 + 11-19, 1970Publication approved de Date 12-9-70

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by Don De BDF**APPROVED**

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7156, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1973.
- Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device of a type approved by the department.

2. Denial of said application is for the following reasons: \_\_\_\_\_

Witness my hand this 15th day of December 19 70.

R. Keith Higgs  
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

|                    |                                                                                                             |          |               |                 |               |
|--------------------|-------------------------------------------------------------------------------------------------------------|----------|---------------|-----------------|---------------|
| Application No.    | 35-7156                                                                                                     |          | Name          | Lowell C. Moore |               |
| Source             | ground water                                                                                                |          |               |                 |               |
| Point of Diversion | NE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub> Sec. 3, T. 4N, R. 36E, B.M., Jefferson County |          |               |                 |               |
| Quantity           | 2.0                                                                                                         | Use      | irrigation    | Period          | May 1- Oct. 1 |
| Quantity           |                                                                                                             | Use      |               | Period          |               |
| Quantity           |                                                                                                             | Use      |               | Period          |               |
| Well Size          |                                                                                                             | Diameter | 20            | Proposed Depth  | 280 Feet      |
| Use                | 200 acres                                                                                                   |          |               |                 |               |
| Date Forwarded     | 11-5-70                                                                                                     |          | Date Returned | 11-17-70        |               |
|                    |                                                                                                             |          | Received by   | [Signature]     |               |

COMMENTS: No observation wells are maintained in the immediate area. Development of the ground water resource for irrigation is MAXIMUM in the area. Source of water is the Snake River Basalt. Yields are typically good. Depth to water is 250 to 300 ft.

RECOMMENDED:

|               |         |     |       |        |             |      |     |    |     |
|---------------|---------|-----|-------|--------|-------------|------|-----|----|-----|
| Applied: Qty. | 2.0 cfs | Use | irrig | Period | 5-1 to 10-1 | AF/A | 3.5 | AF | 700 |
| Qty.          |         | Use |       | Period |             | AF/A |     | AF |     |
| Qty.          |         | Use |       | Period |             | AF/A |     | AF |     |
| Maximum: Qty. | 4.0 cfs | Use | irrig | Period | 4-1 to 11-1 | AF/A | 3.5 | AF | 700 |
| Qty.          |         | Use |       | Period |             | AF/A |     | AF |     |
| Qty.          |         | Use |       | Period |             | AF/A |     | AF |     |

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial:

|               |    |                 |       |                      |
|---------------|----|-----------------|-------|----------------------|
| INVESTIGATION | By | Norman C. Young | Title | Water Resources Eng. |
|               |    |                 | Date  | November 13, 1970    |

35-7156

TWP. 7N RANGE 36E COUNTY TARRANT SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1

12 7 8 9 10 11 12 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

LEGEND

APPLICANTS WELL

DOMESTIC WELL

35-7156

1  
**Affidavit of Publication**  
**THE RIGBY STAR**

STATE OF IDAHO }  
County of Jefferson } ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

220 Consecutive issues thereof; first publication having been made on the

12th day of November, 1970

and the last publication on the

19th day of November, 1970

**NOTICE OF APPLICATION FOR  
PERMIT TO APPROPRIATE  
THE PUBLIC WATERS OF  
THE STATE OF IDAHO**

Notice is hereby given that Lowell C. Moore, Roberts, Idaho, has on November 2, 1970 submitted Application No. 35-7156 to appropriate the public waters of a ground source.

The application proposes a maximum diversion and appropriation of 2.0 cubic feet per second of water to be diverted by well, pump, motor and sprinkler system within the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 3, T. 4N, R. 36E, B. M., Jefferson County, and is to be used within the N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ -NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E, B.M. and S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M. for the irrigation of 200 acres from May 1 to Oct. 1.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, on or before November 30, 1970.

R. KEITH HIGGINSON  
Director

Published in the Rigby Star, Rigby, Idaho Nov. 12-Nov. 19, 1970.

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 3rd

day of December, 1970  
(SEAL)

[Signature]  
Notary Public for the State of Idaho,  
Residence and P. O. Address, Rigby, Idaho.

My commission expires \_\_\_\_\_, 19\_\_\_\_

Publication Fee: \$\_\_\_\_\_

MY COMMISSION EXPIRES JULY 15, 1973

35-7156

July 6, 1982

RE: Amended Water Right License No. 35-7156.

Lowell C. Moore  
Roberts  
Idaho 83444

Dear Mr. Moore:

Enclosed is a copy of your Amended Water Right License No. 35-7156. We have amended the license to correspond with the application for amendment of a permit submitted to our Eastern Regional Office on March 2, 1982.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure

INTER-DEPARTMENT MEMO

FROM: Jim Johnson *Jim*  
TO: Dave, Norm, Ken

DATE: 6/14/1982

SUBJECT: Amending License 35-7156

On January 19, 1982, we sent a letter to Mr. Moore informing him that he would have to amend his permit before we could issue a license for the 200 acres found irrigated under this permit. When he did not respond we sent a second letter dated 2/22/1982 (see file) and when we didn't receive a response, we issued a license for the amount that could be recognized without the amendment.

However, Mr. Moore on March 2, 1982, visited the Idaho Falls office and submitted the requested amendment without informing the region that the amendment was related to the licensing of the permit.

As a result the region processed the amendment by advertising it and didn't forward it to the State Office until May 18, 1982. Some of the delay was caused by incorrect advertising.

Consequently, the license now needs to be amended to show the correct use.

I have informed the region that they should always check to see if the permit is in the process of being licensed before they advertise an amendment.

RECEIVED

April 15, 1982

RE: Notice of Correction No. 24-4116, 35-7156, 25-4119, 31-7374, 31-7375

Rigby Star  
P.O. Box 37  
Rigby, ID 83442

Gentlemen:

We are resubmitting five legal notices to be published on April 22 and 29, 1982. These notice were originally published in your paper during the dates of March 4 and April 1, 1982. Unfortunately, they were advertised incorrectly. As we had no way of checking the accuracy of these notices before they went to print we, therefore, request these be readvertised again at your expense.

To prevent future problems in this matter, please submit a galley proof before the first date of publication. If we have any corrections, we will notify you; otherwise, assume the notice is correct. If the administrative procedures of your paper will not allow time for making corrections by submitting a galley proof, we will be glad to review the notice with you by telephone prior to publication. If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by May 10, 1982. Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

Enclosures (5)

11412 31122  
Department of Water Resources

# NOTICE OF CORRECTION

Notice is hereby given that application for amendment No. 35-7156 in the name of Lowell C. Moore was advertised incorrectly on March 18 and 25, 1982. The proposed change in place of use was advertised as being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 2, N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E; S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

WHEREAS, the actual proposed place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 2, N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E; S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

Any protest against approval of the above referenced application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before May 10, 1982.

A. KENNETH DUNN

Director

Published in the Rigby Star, Rigby, Idaho, on April 22 and 29, 1982.

MICROFILMED

April 7, 1982

RE: Claim to a Water Right No. 25-4119 BALL & ZUNDEL  
No. 31-4069 HODGSON  
Application for Amendment  
No. 35-7156 MOORE  
No. 31-7180 SANDERS  
Application for Transfer  
No. 31-0371/0331 HOLLY WATER USERS

Rigby Star  
P.O. Box 37  
Rigby, ID 83442

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on March 18 and 25, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

MICROFILMED

NOTICE OF PROPOSED AMENDING OF WATER PERMIT

Notice is hereby given that permit No. 35-7156 in the name of Lowell C. Moore was issued for the diversion of 2.00 cfs of water from a groundwater source with the point of diversion within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E, B.M., Jefferson County; to be used for the irrigation of 200 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E; S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

The permit holder now proposes to amend Permit No. 35-7156 changing the place of use to the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 2, N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 3, T. 4N, R. 36E; S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, T. 5N, R. 36E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before April 5, 1982.

A. KENNETH DUNN

Director

Published in the Jefferson Star, Rigby, ID on March 18 & 25, 1982.

MICROFILMED

State of Idaho  
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: K. C. Wilson

Right Number 35-7156 Applicant Lowell C. Moore

Purpose of Amendment: ☐ Change point of diversion. ☐ Add diversion point(s).  
☐ Increase amount. ☒ Change place of use. ☐ Other \_\_\_\_\_

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☐ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) \_\_\_\_\_
- ☒ Yes ☒ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? \_\_\_\_\_

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.
- ☐ Protests processed.
- ☒ Approve.
- ☐ Deny.

Conditions Access point

By Ernest Carter Date May 12, 1982

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By \_\_\_\_\_ Date \_\_\_\_\_
- ☐ Approved copy sent to applicant and to Region. By \_\_\_\_\_ Date \_\_\_\_\_

MICROFILMED

April 21, 1982

RE: Permit No. 35-7156

Lowell C. Moore  
Roberts,  
Idaho 83444

Dear Mr. Moore:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure

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February 22, 1982

RE: Permit No. 35-7156

Lowell C. Moore  
Roberts,  
Idaho 83444

Dear Mr. Moore:

On January 19, 1982, we forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment.

If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you.

Since this license will be a permanent water right your prompt attention to this matter will be appreciated.

If you have any questions please contact us as soon as possible.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

January 19, 1982

RE: Permit No. 35-7156

Lowell C. Moore  
Roberts,  
Idaho 83444

Dear MR. Moore:

A representative of this Department made an examination of the works covered by your Permit No. 35-7156 and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 2.0 cfs Source: groundwater

The maximum quantity diverted shall not exceed 700.0 acre feet  
per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 3, Twp. 4N, Rge. 36E, Jefferson County

Beneficial use: Irrigation of 200 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 2; N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
Sec. 3; Twp. 4N, Rge. 36E, S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 34, Twp. 5N, Rge. 36E

Priority date established: November 2, 1970

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure

DEPARTMENT OF WATER ADMINISTRATION  
FIELD REPORT

1. Name of permit holder Lowell C. Moore  
Post office address Roberts, Idaho Phone 228-4891  
Person to contact \_\_\_\_\_ Phone 228-3371

2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:

Amount 2.0 c.f.s. for Irrigation  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 1  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_  
\_\_\_\_\_

Permit No. 35-7156  
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 2.0 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 4N N/S, Range 36E E/W, B.M., Section 3, Subdivision NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Jefferson County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_ County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_ County

Other Points of Diversions: \_\_\_\_\_  
\_\_\_\_\_

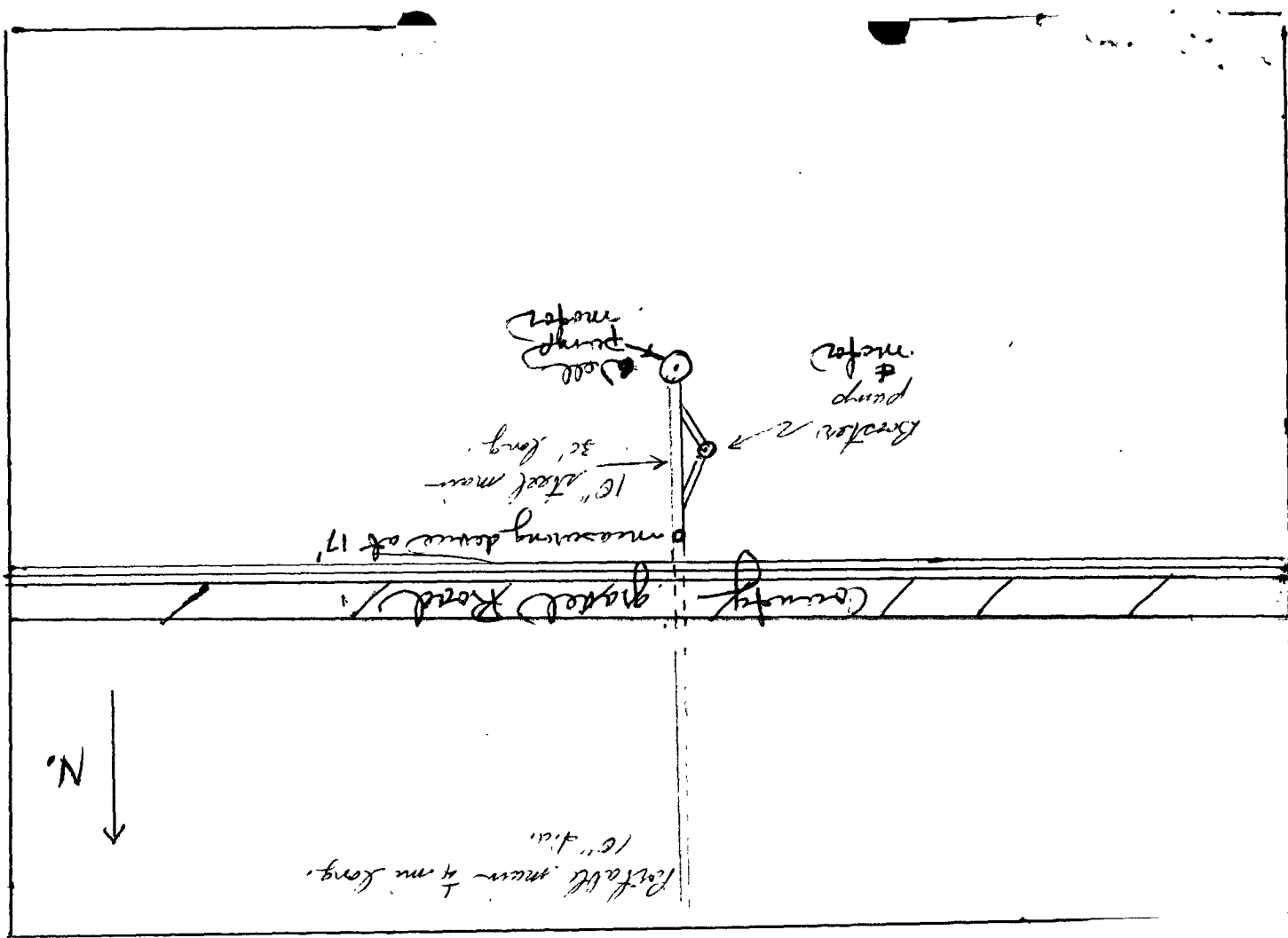
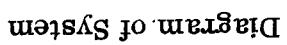
Description of diverting works: well, pump, sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 4N   | 36E   | 3    | 40               | 40               |                  |                  | 40               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 120    |
| 5N   | 36E   | 34   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               | 80     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
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|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

TOTAL ACREAGE 200



35-7156

Yocle 13-7

A346  
A534

31.0  
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45.8  
M.6

11.2  
26.0

A351

DATE OF EXAM 8/16/78

ACREAGE  
Found 2.62 200 AC \*\* Allow  
Recommended 3.5 200 AC \*\* Allow

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q = 2.00 c.f.s. V = 700 AF/Ann. from May 1 to Oct 1  
Domestic Q =        c.f.s. V =        AF/Ann. from        to         
Livestock Q =        c.f.s. V =        AF/Ann. from        to       

\*\* No AMENDMENT RECEIVED 3/16/82 Jim.

Is water co-mingled? yes no \*\* Amendment received IN state office 5-18-82

Name source: n/a  
twp.        N/S, Rge        E/W, B.M., Sec.       , Sub.        1/4        1/4        County       

Exchange? yes no \*\* Amendment received IN state office 5-18-82  
Name source exchanged with: n/a  
twp.        N/S, Rge        E/W, B.M., Sec.       , Sub.        1/4        1/4        County       

Point of injection: N.A.  
twp.        N/S, Rge        E/W, B.M., Sec.       , Sub.        1/4        1/4        County       

Point of exchange: N.A.  
twp.        N/S, Rge        E/W, B.M., Sec.       , Sub.        1/4        1/4        County       

Total Q measured 2.62 c.f.s. Method of measurement Portable In Line Meter

Total Q recommended 2.00 Meter No. 78-10-2392 Condition new condition

Total V recommended 700 AF/yr.

Recommended Amendments: \*\* Allow 700 AF/A

\*\* Place of Use see rough draft amendment Newland Sec 2

MEASUREMENT CALCULATION:

Measured .01 AF in 2 min 46 sec  
 $0.01 \text{ AF} = 435.60 \text{ cu ft.}$   
 $435.60 \div 166 \text{ sec} = 2.62 \text{ c.f.s.}$   
 $V = 200 \times 3.5 = 700 \text{ AF/yr.}$   
 $2.00 \times 1.9835 \times 180 = 714.06 \text{ days}$

SYSTEM DESCRIPTION:

4.5 motor, 150 hp, 3 phase, serial #1230984 7/8" vertical line well #024196;  
Brook Westchester motor, 75 hp, 3 phase, serial #2-448855 1/2" horizontal  
pump serial #JR-2716. 16" vertical man. extends 36 ft. to north of P.D.  
connecting to main west land man. w/ portable man. going south  
west land from P.D. System runs 8" 4" lateral lines 1/2" 3/4" 1" 1 1/2" 2" 3" 4" 6" 8" 10" 12" 14" 16" 18" 20" 22" 24" 26" 28" 30" 32" 34" 36" 38" 40" 42" 44" 46" 48" 50" 52" 54" 56" 58" 60" 62" 64" 66" 68" 70" 72" 74" 76" 78" 80" 82" 84" 86" 88" 90" 92" 94" 96" 98" 100"  
2" water pump connects to primary man. at 2" 1 1/2" 1" 3/4" from P.D.

REMARKS:

System shown & described by the son of  
Lowell C. Moore  
No overlapping or preexisting water rights.

Examiner's Signature Rodney A. Tarkenton Date 8/17/78  
Checked by Anthony R. Kozlowski Date Dec 1, 1978  
Approved by Rodney A. Tarkenton Date 12/4/81

No overlapping rights

Jim Hester

FEDERAL LAND BANK ASSOCIATION OF IDAHO FALLS

1020 TAYLOR STREET, P.O. BOX 30, IDAHO FALLS, IDAHO 83401

TELEPHONE: (208) 523-1785



RICHARD A. HENDERSON, MANAGER

February 3, 1978

RECEIVED

FEB 6 1978

Department of Water Resources  
Eastern District Office

Mr. Ron Carlson  
Dept. of Water Administration  
1515 Lincoln Road  
Idaho Falls, Idaho

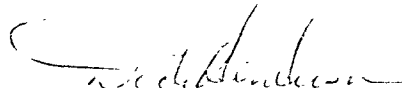
Permits # 35-7155 and 35-7156

Dear Ron:

Pursuant to our telephone conversation please consider our request to be informed should your office make any correspondence in regard to possible cancellation of these permits to Mr. Moore due to his lack of installation of metering devices.

We wish to protect our security interest and would appreciate knowing of any action from your office. Your assistance will be greatly appreciated.

Sincerely,

  
Dick Henderson  
Manager

RAH/mh



DATE August 30, 1977FILE 35-7156 and 35-7155NAME OF PARTY Lowell C. Moore/Byron ThomasonEMPLOYEE Anthony R. Kozlowski

RE: On 8/15/77, a letter was sent to Lowell C. Moore requesting that he  
install approved measuring devices at each of two points of diversion for  
Permit No. 35-7156 and No. 35-7155.

On 8/29/77, Lowell C. Moore visited our office and informed me that he  
had sold the land described under these permits to Thomason Farms, Inc.,  
Rexburg, ID, and that it was now their responsibility to install the measuring  
devices.

On 8/30/77, I called the president of Thomason Farms, Byron Thomason.  
We discussed the situation and he indicated that he would purchase and install  
the devices this fall and call the Department when the systems were ready  
for examinations.

I will call back, if in thirty (30) days I have not received a reply.

Byron Thomason

1-356-6595

2-2-78 - Charles Thomason visited office & talked w/ Ron. Mr. Thomason  
feels Lowell Moore should install the M.D. since he filled proof  
stating they had been installed. Mr. Thomason is presently working  
w/ Federal Land Bank to resolve the situation. EMC.

FEDERAL LAND BANK ASSOCIATION OF IDAHO FALLS

1020 TAYLOR STREET, P.O. BOX 30, IDAHO FALLS, IDAHO 83401

TELEPHONE: (208) 523-1785



RICHARD A. HENDERSON, MANAGER

February 3, 1978

RECEIVED

FEB 6 1978

Department of Water Resources  
Eastern District Office

Mr. Ron Carlson  
Dept. of Water Administration  
1515 Lincoln Road  
Idaho Falls, Idaho

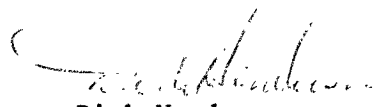
Permits # 35-7155 and 35-7156

Dear Ron:

Pursuant to our telephone conversation please consider our request to be informed should your office make any correspondence in regard to possible cancellation of these permits to Mr. Moore due to his lack of installation of metering devices.

We wish to protect our security interest and would appreciate knowing of any action from your office. Your assistance will be greatly appreciated.

Sincerely,

  
Dick Henderson  
Manager

RAH/mh



August 15, 1977

RE: Permit No. 35-7155 and 35-7156

Mr. Lowell C. Moore  
Rberts,  
ID 83444

Dear Mr. Moore:

Persennel from this office have attempted to complete the field examinations necessary to finalize the water permits and collect data required for the licensing of your wells.

Measuring devices of a type approved by this Department have not been installed at the points of diversion, and because of this non-compliance the priority date that you have established for these ground-water sources may be in jeopardy.

This office will hold the field reports until September 14, 1977. If at that time we have not received notification that the measuring devices have been purchased and/or installed, we will forward our findings to the State Office for final action. If the measuring devices have been installed, please contact me to set up an appointment to do a re-exam.

Compliance with the conditions on your permits is the only way a license can be issued pursuant to the Idaho Code for your water right developments and the land included under the above referenced permits.

If you have any questions concerning this matter, please contact me.

Very truly yours,

ANTHONY R. KOZLOWSKI  
Water Resource Agent

ARK:CD

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

Statehouse - Annex 2  
Boise, Idaho 83707  
(208) 384-2215



Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection

December 18, 1972

RE: Water License 35-2052 and 35-2460

Mr. John Corless  
Federal Land Bank Assoc.  
633 North Capital Avenue  
Idaho Falls, Idaho 83401

Dear Mr. Corless:

Per Mr. Lowell Moore's telephone call to this department, enclosed please find a copy of Mr. Moore's two well licenses. He asked that we mail you copies of the last two permits he applied for but we find these to be cancelled. I am therefore, sending you his last two valid permits.

If we can be of further assistance please do not hesitate to contact us.

Very truly yours,

*Eleanor J. Woods*  
(Mrs.) ELEANOR J. WOODS  
Records Supervisor

EJW:e

Enclosures

cc: Lowell Moore  
Roberts, Idaho

*From*

*EJ. to*

*Streightman and*

RECEIVED

NOV 21 1972

Department of Water Administration  
Eastern District Office

November 21, 1972

Re: Permits No. 35-7155 & 35-7156

Mr. Lowell C. Moore  
Roberts,  
Idaho 83444

35-2052  
35-2460

2283371

Dear Mr. Moore:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before water licenses can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the exam, so that you may show him the systems.

If you have any questions regarding the field exam, please contact our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

Very truly yours,

BOBBY D. FLEENOR  
Assistant Director

BDF:DR

bc: Eastern District Office ✓  
Enc: Field exam reports (2)

November 21, 1972

Re: Permits No. 35-7155 & 35-7156

Mr. Lowell C. Moore  
Roberts,  
Idaho 83444

Dear Mr. Moore:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before water licenses can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the exam, so that you may show him the systems.

If you have any questions regarding the field exam, please contact our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

Very truly yours,

BOBBY D. FLEENOR  
Assistant Director

BDF:DR

bc: Eastern District Office  
Enc: Field exam reports (2)

35-7156

Identification No. \_\_\_\_\_

Permit No. 35-7156

**RECEIVED**

**STATE OF IDAHO  
DEPARTMENT OF RECLAMATION**

**PROOF OF APPLICATION OF WATER TO BENEFICIAL USE**

Department of Water Administration

1. a) Name of Permit Holder LOWELL C. MOORE  
b) Post Office Address Roberts, Idaho 83444

2. Permit Number 35-7156

3. Date of Priority that you are prepared to establish 11/2/70

4. a) Source from which water was appropriated groundwater

b) Location of the point of diversion: NE 1/4 NE 1/4, Section 3  
4N, Range 36E Boise Meridian, Other points of diversion: \_\_\_\_\_

5. a) The amount of water and use to which the water has been applied:

amount 2.0 for Irrigation purposes from May 1 to Oct. 1 incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 2.0 cfs and/or acre feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: \_\_\_\_\_

Through installed flowmeter

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: \_\_\_\_\_

b) Describe the agreement or understanding by which you take water from the works: \_\_\_\_\_

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) \_\_\_\_\_

Drilled well, electric pump and sprinkler system

b) Describe the type and size of measuring device which you have installed at your point of diversion: \_\_\_\_\_  
10" inline flowmeter

c) Give well drillers name and address and date the well was completed \_\_\_\_\_  
Andrews Bros. Idaho Falls, Idaho

*Exam typed 11-21-72 by th*

35-7156

35-7156

My commission expires 7/29/1975

Notary Public residing at \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

On this 10 day of November, 19 72, personally appeared before me the  
signer(s) of the above instrument, who duly acknowledged to me that he (she) executed the same.

State of Idaho ss. \_\_\_\_\_  
County of Ada

11/10/1972 (Date)  
\_\_\_\_\_  
James E. Malone (Signature)

The above information is a true statement of the extent to which the above numbered permit has been developed.

10. Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Total number of acres irrigated \_\_\_\_\_ 200

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 5N   | 36E   | 34   |        |        |        |        |        |        |        |        |        |        |        |        |        | 40     | 40     |        | 80     |
| 4N   | 36E   | 3    | 40     | 40     |        | 40     |        |        |        |        |        |        |        |        |        |        |        |        | 120    |

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

U.S. POSTAL SERVICE  
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE, \$300

Postmark of Delivering Office

**SENDER INSTRUCTIONS**

↑  
• Print in the space below your name, address, including ZIP Code.  
• If special services are desired, check block(s) on other side.  
• Moisten gummed ends and attach to back of article.

**RETURN  
TO**



**DEPARTMENT OF WATER ADMINISTRATION  
STATEHOUSE - ANNEX #2  
BOISE, IDAHO 83707**

35-7156

**SENDER: Be sure to follow instructions on other side**

**PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)**

*(Additional charges required for these services)*



Show to whom, date and address  
where delivered



Deliver **ONLY**  
to addressee

**RECEIPT**

***Received the numbered article described below***

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

24086

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

3

35-7156

October 31, 1972

CERTIFIED MAIL

#24086

Re: Permit No. 35-7156

Lowell C. Moore  
Roberts,  
Idaho 83444

Dear Mr. Moore:

One of the conditions of approval of your water Permit No. 35-7156 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON  
Director

Enc: Proof affidavit  
dr

35-7156

December 16, 1970

Re: Permit Nos. 35-7155 and 35-7156

Mr. Lowell C. Moore  
Roberts,  
Idaho 83444

Dear Mr. Moore:

Enclosed are copies of your approved Applications for Permit Nos. 35-7155 and 35-7156. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain measuring devices at your points of diversion has been placed upon your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR  
Assistant Director

BDF:kh

Enclosures: Copies of permits  
2 informational letters

35-7156

December 2, 1970

Re: Applications Nos. 35-7155 & 35-7156 - Lowell C. Moore

Rigby Star  
P.O. Box 37  
Rigby, Idaho 83442

Gentlemen:

Would you please submit affidavits of publication and certified bills in connection with the above referenced applications. The legal notices were to have been published in your paper on November 12th and 19th, 1970.

Your cooperation in this matter would be most appreciated!

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:DR

35-7154

November 4, 1970

Re: Application No. 35-7155 - Lowell C. Moore  
35-7156 - Lowell C. Moore

Rigby Star  
P.O. Box 37  
Rigby, Idaho 83442

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

-----  
(signature of claimant)

Very truly yours,

Donald W. McElDowney  
Appropriation Supervisor

DWM:DR  
Enc: Legal notices (2)

Bill submitted 12-7-70 By dr

35-7156

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

has on **November 2, 1970,**

~~The proposed uses are~~

Published in the Rigby Star, Rigby, Idaho,  
on November 12 and November 19, 1970

35-7156